

1 DANIEL BOGDEN  
United States Attorney  
2 MICHAEL CHU  
Assistant United States Attorney  
3 333 Las Vegas Blvd. South, Suite 5000  
Las Vegas, Nevada 89101  
4 (702) 388-6336

United States District Court

5  
District of Nevada

7 United States of America,  
Plaintiff,

8 v.

9 John Kane and  
10 Andre Nestor,  
Defendants.

Case No. 2:11-cr-22-MMD-GWF

**The United States' Motion to Dismiss  
Counts 2 & 3 of the Indictment**

12 The United States of America, by and through the undersigned attorneys, hereby  
13 moves this Court to dismiss Counts 2 and 3 of the Indictment (Dkt #12).

14 Dated: May 6, 2013.

15 Respectfully submitted,

16 DANIEL BOGDEN  
United States Attorney

17 /s/  
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19 Michael Chu  
Assistant U.S. Attorney  
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United States District Court  
District of Nevada

United States of America,  
Plaintiff,  
  
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John Kane and  
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Defendants.

Case No. 2:11-cr-22-MMD-GWF

**Order Granting  
The United States' Motion to Dismiss  
Counts 2 & 3 of the Indictment**

**Order**

Based on the United States' motion to dismiss Counts 2 and 3 of the Indictment (Dkt #12),  
and good cause appearing therefore, it is hereby ORDERED that the motion is GRANTED, and  
that Counts 2 and 3 of the Indictment are dismissed.

Dated this 6<sup>th</sup> day of May, 2013.



United States District Court Judge